

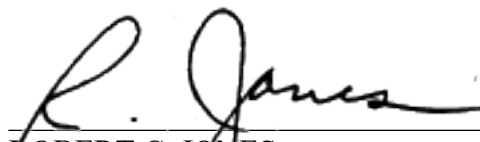
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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA
7

8 UNITED STATES OF AMERICA,) Case No.: 3:16-CR-00008-RCJ
9)
10 Plaintiff,)
11 vs.) ORDER
12)
13 BRANDON SMITH,)
14 Defendant.)

15 On February 26, 2020, the Federal Public Defender was appointed to represent the
16 defendant to determine whether he may qualify for relief under *Rehaif v. United States*, 139 S. Ct.
17 2191 (2019), or *United States v. Davis*, 139 S. Ct. 2319 (2019). The FPD now moves to withdraw
18 from representation due to a conflict and seeks appointment of new counsel for the defendant
19 pursuant to the Criminal Justice Act of 1964, 18 U.S.C. § 3006A.
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21 The FPD's ex-parte motion to withdraw and appoint new counsel (filed under seal) (ECF
22 No. 67) is GRANTED, and the FPD is hereby withdrawn from representation of the defendant in
23 this case. The defendant will be appointed new counsel for the limited purpose of evaluating his
24 eligibility for relief under either or both *Rehaif*, 139 S. Ct. 2191 and *Davis*, 139 S. Ct. 2319 by way
25 of separate order.
26

27 IT IS SO ORDERED this 28th day of February, 2020.
28


ROBERT C. JONES
United States Senior District Judge